

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

In re:

FTX TRADING LTD., *et al.*,¹

Debtors.

LAYERZERO LABS LTD., ARI LITAN, and
SKIP & GOOSE LLC,

Appellants,

v.

FTX TRADING LTD., *et al.*,

Appellees.

Chapter 11

Case No. 22-11068 (JTD)

(Jointly Administered)

U.S. District Court

Civil Action No. 1:24-cv-01180-CFC

**APPELLEES FTX DEBTORS' COUNTER-DESIGNATION OF
ITEMS TO BE INCLUDED IN THE RECORD ON APPEAL**

Appellees, FTX Trading Ltd. and its affiliated debtors and debtors-in-possession (the “FTX Debtors”) in the above-captioned cases (the “Chapter 11 Cases”), by and through their undersigned counsel, respectfully submit, pursuant to Rule 8009 of the Federal Rules of Bankruptcy Procedure and Rule 8009-1 of the Local Rules of Bankruptcy Practice and Procedure of the United States Bankruptcy Court for the District of Delaware, this counter-designation of items to be included in the record on appeal (the “Counter-Designation”) with respect to the appeal by Appellants LayerZero Labs Ltd., Ari Litan, and Skip & Goose LLC, from the *Findings of Fact*,

¹ The last four digits of Alameda Research LLC’s tax identification number is 4063. Due to the large number of debtor entities in these Chapter 11 Cases, a complete list of the Debtors and the last four digits of their federal tax identification numbers is not provided herein. A complete list of such information may be obtained on the website of the Debtors’ claims and noticing agent at <https://cases.ra.kroll.com/FTX>. The principal place of business of Debtor Emergent Fidelity Technologies Ltd is Unit 3B, Bryson’s Commercial Complex, Friars Hill Road, St. John’s, Antigua and Barbuda.

Conclusions of Law and Order Confirming the Second Amended Joint Chapter 11 Plan of Reorganization of FTX Trading Ltd. and its Debtor Affiliates (the “Confirmation Order”) [Bankr. D.I. 26404] before the United State District Court for the District of Delaware (the “Appeal”). Pursuant to the Court’s standing order dated November 9, 2015, titled *Designations of Records in Bankruptcy Appeals*, Appellees hereby file this Counter-Designation with the District Court.

COUNTER-DESIGNATION OF ITEMS TO BE INCLUDED IN THE RECORD ON APPEAL

1. Appellees counter-designate the following items to be included in the record on Appeal:

No.	Docket No.	Date	Description
1.	3291	10/16/2023	<i>Notice of Proposed Settlement of Customer Property Disputes</i> , and exhibits thereto
2.	4863	12/16/2023	<i>Motion of Debtors for Entry of an Order (I) Approving the Adequacy of the Disclosure Statement; (II) Approving the Solicitation Packages; (III) Approving the Forms of Ballots; (IV) Establishing Voting, Solicitation and Tabulation Procedures; and (V) Establishing Notice and Objection Procedures for the Confirmation of the Plan</i> , and exhibits thereto
3.	18083	6/20/2024	<i>Debtors’ Omnibus Reply in Support of Motion of Debtors for Entry of an Order (I) Approving the Adequacy of the Disclosure Statement; (II) Approving the Solicitation Packages; (III) Approving the Forms of Ballots; (IV) Establishing Voting, Solicitation and Tabulation Procedures; and (V) Establishing Notice and Objection Procedures for the Confirmation of the Plan</i> , and exhibits thereto
4.	19070	6/26/2024	<i>Transcript regarding Hearing Held 06/25/24 RE: Disclosure Statement Hearing</i>
5.	19068	6/26/2024	<i>Order (I) Approving the Adequacy of the Disclosure Statement; (II) Approving Solicitation Packages; (III) Approving the Forms of Ballots; (IV) Establishing Voting, Solicitation and Tabulation Procedures; and (V) Establishing Notice and Objection Procedures for the Confirmation of the Plan</i> , and exhibits thereto
6.	26042	9/30/2024	<i>Declaration of The Rt. Hon. Lord Neuberger of Abbotbury</i> , and Annexes thereto

No.	Docket No.	Date	Description
7.	26226	10/3/2024	<i>Notice of Filing of Second Amended Plan Supplement,</i> and exhibits thereto

RESERVATION OF RIGHTS

Appellees expressly reserve the right to supplement the record on Appeal and to adopt the designation of any items designated or counter-designated by any other appellant, cross-appellant, appellee, or cross-appellee to the Appeal from the Confirmation Order.

Dated: November 18, 2024
Wilmington, Delaware

LANDIS RATH & COBB LLP

/s/ Matthew R. Pierce

Adam G. Landis (No. 3407)
Kimberly A. Brown (No. 5138)
Matthew R. Pierce (No. 5946)
919 Market Street, Suite 1800
Wilmington, Delaware 19801
Telephone: (302) 467-4400
Facsimile: (302) 467-4450
E-mail: landis@lrclaw.com
brown@lrclaw.com
pierce@lrclaw.com

-and-

SULLIVAN & CROMWELL LLP

Andrew G. Dietderich (*pro hac vice* pending)
James L. Bromley (*pro hac vice* pending)
Brian D. Glueckstein (*pro hac vice* pending)
Alexa J. Kranzley (*pro hac vice* pending)
125 Broad Street
New York, NY 10004
Telephone: (212) 558-4000
Facsimile: (212) 558-3588
E-mail: dietdericha@sullcrom.com
bromleyj@sullcrom.com
gluecksteinb@sullcrom.com
kranzleya@sullcrom.com

Counsel for the Debtors and Debtors-in-Possession